

SENATE JOURNAL

OF THE

IDAHO LEGISLATURE

SECOND REGULAR SESSION
SIXTY-THIRD LEGISLATURE

SIXTY-FOURTH LEGISLATIVE DAY
MONDAY, MARCH 14, 2016

Senate Chamber

President Little called the Senate to order at 10 a.m.

Roll call showed all members present except Senators Hagedorn, Lakey, Lodge, and McKenzie, absent and excused.

Prayer was offered by Father John Worster.

The Pledge of Allegiance was led by Tabitha Manor, Page.

The Senate advanced to the Third Order of Business.

Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of March 11, 2016, was read and approved as corrected.

LODGE, Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.

Senator Lakey was recorded present at this order of business.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Fifth Order of Business.

Petitions, Resolutions, and Memorials

SCR 152

BY STATE AFFAIRS COMMITTEE

A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND REJECTING CERTAIN RULES OF THE DEPARTMENT OF ADMINISTRATION RELATING TO RULES GOVERNING CAPITOL MALL PARKING.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that certain rules of the Department of Administration relating to Rules Governing Capitol Mall Parking are not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-third Idaho Legislature, the Senate and the House of Representatives concurring therein, that IDAPA 38.04.04, Rules of the Department of

Administration, Rules Governing Capitol Mall Parking, Section 022., Subsections 02.b. and 08.d., and Section 040., Subsections 02.g. and 02.h., only, adopted as pending rules under Docket Number 38-0404-1501, be, and the same are hereby rejected and declared null, void and of no force and effect.

[SCR 152](#) was introduced, read at length, and referred to the Judiciary and Rules Committee for printing.

The Senate advanced to the Sixth Order of Business.

Reports of Standing Committees

March 14, 2016

The JUDICIARY AND RULES Committee reports that [S 1398](#), [S 1399](#), [S 1400](#), [S 1401](#), [S 1402](#), and [S 1403](#) have been correctly printed.

LODGE, Chairman

[S 1398](#), [S 1399](#), [S 1400](#), [S 1401](#), [S 1402](#), and [S 1403](#) were referred to the Finance Committee.

Senator McKenzie was recorded present at this order of business.

March 11, 2016

The JUDICIARY AND RULES Committee reports that [S 1365](#), [S 1366](#), [S 1367](#), [S 1369](#), [S 1280](#), as amended, [S 1320](#), and [S 1336](#) have been correctly enrolled.

LODGE, Chairman

The President signed Enrolled [S 1365](#), [S 1366](#), [S 1367](#), [S 1369](#), [S 1280](#), as amended, [S 1320](#), and [S 1336](#) and ordered them transmitted to the House for the signature of the Speaker.

March 11, 2016

The JUDICIARY AND RULES Committee reports that Enrolled [S 1248](#), [S 1294](#), [S 1246](#), [S 1261](#), [S 1262](#), [S 1258](#), [S 1353](#), and [S 1298](#) were delivered to the Office of the Governor at 11 a.m., March 11, 2016.

LODGE, Chairman

The report was ordered filed in the office of the Secretary of the Senate.

Senator Lodge was recorded present at this order of business.

March 11, 2016

The STATE AFFAIRS Committee reports out [H 516](#) and [HCR 41](#) with the recommendation that they do pass.

MCKENZIE, Chairman

[H 516](#) was filed for second reading.

[HCR 41](#) was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

March 11, 2016

The FINANCE Committee reports out [H 575](#), [H 576](#), [H 577](#), [H 578](#), and [H 579](#) with the recommendation that they do pass.

KEOUGH, Chairman

[H 575](#), [H 576](#), [H 577](#), [H 578](#), and [H 579](#) were filed for second reading.

March 11, 2016

The JUDICIARY AND RULES Committee reports out [H 503](#) and [H 521](#) with the recommendation that they do pass.

LODGE, Chairman

[H 503](#) and [H 521](#) were filed for second reading.

March 11, 2016

The JUDICIARY AND RULES Committee reports out [H 555](#) with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

LODGE, Chairman

There being no objection, [H 555](#) was referred to the Fourteenth Order of Business, General Calendar.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Ninth Order of Business.

Messages from the House

March 11, 2016

Dear Mr. President:

I transmit herewith [H 574](#), [H 566](#), and [H 554](#), which have passed the House.

TAYLOR, Acting Chief Clerk

[H 574](#), [H 566](#), and [H 554](#) were filed for first reading.

March 11, 2016

Dear Mr. President:

I return herewith [S 1288](#), [S 1222](#), [S 1223](#), [S 1224](#), [S 1225](#), [S 1237](#), [S 1340](#), [S 1344](#), [S 1370](#), [S 1371](#), [S 1372](#), [S 1295](#), [S 1296](#), and [S 1326](#), which have passed the House.

TAYLOR, Acting Chief Clerk

[S 1288](#), [S 1222](#), [S 1223](#), [S 1224](#), [S 1225](#), [S 1237](#), [S 1340](#), [S 1344](#), [S 1370](#), [S 1371](#), [S 1372](#), [S 1295](#), [S 1296](#), and [S 1326](#) were referred to the Judiciary and Rules Committee for enrolling.

March 10, 2016

Dear Mr. President:

I transmit herewith Enrolled [HCR 44](#), [HCR 45](#), [H 383](#), [H 417](#), [H 455](#), [H 341](#), [H 367](#), [H 369](#), and [H 440](#) for the signature of the President.

TAYLOR, Acting Chief Clerk

The President signed Enrolled [HCR 44](#), [HCR 45](#), [H 383](#), [H 417](#), [H 455](#), [H 341](#), [H 367](#), [H 369](#), and [H 440](#) and ordered them returned to the House.

March 11, 2016

Dear Mr. President:

I return herewith Enrolled [S 1214](#), [S 1250](#), [S 1251](#), [S 1281](#), [S 1221](#), [S 1286](#), [S 1235](#), [S 1244](#), [S 1363](#), and [S 1364](#), which have been signed by the Speaker.

TAYLOR, Acting Chief Clerk

Enrolled [S 1214](#), [S 1250](#), [S 1251](#), [S 1281](#), [S 1221](#), [S 1286](#), [S 1235](#), [S 1244](#), [S 1363](#), and [S 1364](#) were referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

The Senate advanced to the Tenth Order of Business.

Motions and Resolutions

The President announced that [SCR 151](#) was before the Senate for final consideration.

Moved by Senator Burgoyne, seconded by Senator Rice, that [SCR 151](#) be adopted. The question being, "Shall the resolution be adopted?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Hagedorn. Total - 1.

Total - 35.

Whereupon the President declared [SCR 151](#) adopted, title was approved, and the resolution ordered transmitted to the House.

The President announced that [HCR 35](#) was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

Pursuant to Senate Rule 39(H), Senator Keough disclosed a possible conflict of interest under applicable law.

On motion by Senator Johnson, seconded by Senator Schmidt, [HCR 35](#) was adopted by voice vote, title was approved, and the resolution ordered returned to the House.

The President announced that [HCR 43](#) was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator McKenzie, seconded by Senator Ward-Engelking, [HCR 43](#) was adopted by voice vote, title was approved, and the resolution ordered returned to the House.

The President announced that [HJM 13](#) was before the Senate for final consideration, the question being, "Shall the memorial be adopted?"

On motion by Senator Brackett, seconded by Senator Mortimer, [HJM 13](#) was adopted by voice vote, title was approved, and the memorial ordered returned to the House.

Senator Hagedorn was recorded present at this order of business.

The President announced that [HCR 49](#) was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Lee, seconded by Senator Burgoyne, [HCR 49](#) was adopted by voice vote, title was approved, and the resolution ordered returned to the House.

On request by Senator Martin, granted by unanimous consent, [HCR 48](#) retained its place on the calendar for Friday, March 18, 2016.

The President announced that the Health and Welfare Committee report relative to the Gubernatorial appointment of Jay Kunze was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Guthrie, seconded by Senator Lacey, the Gubernatorial appointment of Jay Kunze as a member of the Hazardous Waste Facility Siting License Application Review Panel was confirmed by voice vote.

The President declared the report adopted and directed the Secretary of the Senate to prepare a letter of the Gubernatorial appointment confirmation for his signature, attested to by the Secretary, to be transmitted to the Governor informing him of the action of the Senate.

The Senate advanced to the Eleventh Order of Business.

**Introduction, First Reading, and Reference of Bills,
House Petitions, Resolutions, and Memorials**

S 1404

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO THE IDAHO UNBORN INFANTS DIGNITY ACT; AMENDING TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 93, TITLE 39, IDAHO CODE, TO PROVIDE A SHORT TITLE, TO PROVIDE LEGISLATIVE FINDINGS AND PURPOSE, TO DEFINE TERMS, TO PROVIDE FOR FINAL DISPOSITION OF CERTAIN REMAINS, TO PROVIDE FOR MISCARRIAGE CERTIFICATES, TO PROVIDE PROHIBITIONS, TO REQUIRE INFORMED CONSENT FOR EXPERIMENTATION UNDER CERTAIN CIRCUMSTANCES, TO ESTABLISH CRIMINAL PENALTIES, TO PROVIDE DUTIES OF THE ATTORNEY GENERAL AND PROSECUTING ATTORNEYS, TO PROVIDE FOR CERTAIN CIVIL AND ADMINISTRATIVE ACTIONS AND TO PROVIDE FOR STATUTORY CONSTRUCTION; AND PROVIDING SEVERABILITY.

[S 1404](#) was introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

[H 574](#) and [H 566](#), by Appropriations Committee, were introduced, read the first time at length, and referred to the Finance Committee.

[H 554](#), by Commerce and Human Resources Committee, was introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

[H 406](#), as amended, and [H 443](#), as amended, by Local Government Committee, were read the second time at length and filed for third reading.

[H 540](#), by Revenue and Taxation Committee, was read the second time at length and filed for third reading.

[H 523](#) and [H 533](#), by Health and Welfare Committee, were read the second time at length and filed for third reading.

[H 513](#), as amended, as amended in the Senate, by State Affairs Committee, was read the second time at length and filed for third reading.

Senator Davis, requested unanimous consent that the Senate advance to the Fourteenth Order of Business.

Senator Schmidt objected.

Moved by Senator Davis, seconded by Senator Bair, that the Senate advance to the Fourteenth Order of Business.

AYES—Anthon, Bair, Bayer, Brackett, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Jordan, Keough, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Siddoway, Souza, Thayn, Vick, Winder. Total - 28.

NAYS—Buckner-Webb, Burgoyne, Johnson, Lacey, Schmidt, Stennett, Ward-Engelking. Total - 7.

Total - 35.

More than two-thirds having voted in the affirmative the President declared the Senate advance to the Fourteenth Order of Business.

General Calendar

The President declared the Senate resolved into the Committee of the Whole and called Senator Winder to the Chair to preside during the sitting of the Committee of the Whole.

Following the adjournment of the Committee of the Whole, the President called the Senate to order.

Report of the Committee of the Whole

Senator Winder, Chairman of the Committee of the Whole, reported out [S 1388](#), without recommendation, amended as follows:

SENATE AMENDMENT TO S 1388

AMENDMENT TO SECTION 6

On page 8 of the printed bill, in line 34, following "recorded" insert: "purchase contract."; and in line 36, delete "64-1009" and insert: "63-1009".

The Committee also has [S 1357](#), [S 1317](#), [H 382](#), and [H 371](#) under consideration, reports progress, and begs leave to sit again.

WINDER, Chairman

On motion by Senator Winder, seconded by Senator Burgoyne, the report was adopted by voice vote.

[S 1388](#), as amended, was referred to the Judiciary and Rules Committee for engrossing and the amendments thereto were referred to the Judiciary and Rules Committee for printing.

On request by Senator Winder, granted by unanimous consent, the Senate returned to the Sixth Order of Business.

Reports of Standing Committees

March 14, 2016

The JUDICIARY AND RULES Committee reports that Senate amendments to [S 1388](#) have been correctly printed.

LODGE, Chairman

The report was ordered filed in the office of the Secretary of the Senate.

March 14, 2016

The JUDICIARY AND RULES Committee reports that [S 1388](#), as amended, has been correctly engrossed.

LODGE, Chairman

[S 1388](#), as amended, was filed for first reading.

On request by Senator Winder, granted by unanimous consent, the Senate advanced to the Eleventh Order of Business.

Introduction, First Reading, and Reference of Bills, House Petitions, Resolutions, and Memorials

[S 1388](#), as amended, by State Affairs Committee, was read the first time at length and filed for second reading.

On request by Senator Davis, granted by unanimous consent, the Senate returned to the Fifth Order of Business.

Petitions, Resolutions, and Memorials

On motion by Senator Davis, seconded by Senator Stennett, by voice vote the Senate recessed at 12:15 p.m. until the hour of 3 p.m. of this day.

RECESS AFTERNOON SESSION

The Senate reconvened at 3 p.m., pursuant to recess, President Little presiding.

Roll call showed all members present except Senator Davis, absent and formally excused by the Chair; and Senators Bair, Buckner-Webb, Den Hartog, Lodge, Mortimer, Nonini, Nuxoll, Patrick, Siddoway, Thayn, and Ward-Engelking, absent and excused.

Prior to recess the Senate was at the Fifth Order of Business, Petitions, Resolutions, and Memorials.

The Senate advanced to the Sixth Order of Business.

Reports of Standing Committees

March 14, 2016

The JUDICIARY AND RULES Committee reports that [S 1288](#), [S 1222](#), [S 1223](#), [S 1224](#), [S 1225](#), [S 1237](#), [S 1340](#), [S 1344](#), [S 1370](#), [S 1371](#), [S 1372](#), [S 1295](#), [S 1296](#), and [S 1326](#) have been correctly enrolled.

LODGE, Chairman

The President signed Enrolled [S 1288](#), [S 1222](#), [S 1223](#), [S 1224](#), [S 1225](#), [S 1237](#), [S 1340](#), [S 1344](#), [S 1370](#), [S 1371](#), [S 1372](#), [S 1295](#), [S 1296](#), and [S 1326](#) and ordered them transmitted to the House for the signature of the Speaker.

March 14, 2016

The JUDICIARY AND RULES Committee reports that Enrolled [S 1214](#), [S 1250](#), [S 1251](#), [S 1281](#), [S 1221](#), [S 1286](#), [S 1235](#), [S 1244](#), [S 1363](#), and [S 1364](#) were delivered to the Office of the Governor at 10:40 a.m., March 14, 2016.

LODGE, Chairman

The report was ordered filed in the office of the Secretary of the Senate.

March 14, 2016

The STATE AFFAIRS Committee reports out [H 478](#) and [S 1389](#) with the recommendation that they do pass.

MCKENZIE, Chairman

[H 478](#) and [S 1389](#) were filed for second reading.

March 14, 2016

The FINANCE Committee reports out [H 566](#), [H 574](#), [S 1398](#), [S 1399](#), [S 1400](#), [S 1401](#), [S 1402](#), and [S 1403](#) with the recommendation that they do pass.

KEOUGH, Chairman

[H 566](#), [H 574](#), [S 1398](#), [S 1399](#), [S 1400](#), [S 1401](#), [S 1402](#), and [S 1403](#) were filed for second reading.

March 14, 2016

The JUDICIARY AND RULES Committee reports out [H 508](#) and [H 558](#) with the recommendation that they do pass.

LODGE, Chairman

[H 508](#) and [H 558](#) were filed for second reading.

March 14, 2016

The JUDICIARY AND RULES Committee reports it has had under consideration the Idaho State Bar appointment listed below and the Committee recommends that said appointment be confirmed by the Senate:

Reed W. Larsen to the Idaho Judicial Council, term to expire June 30, 2021.

LODGE, Chairman

The Idaho State Bar appointment was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

On request by Senator Lakey, granted by unanimous consent, the Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

[S 1387](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Guthrie arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Jordan, Keough, Lacey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 30.

NAYS—Anthon, Burgoyne, Johnson, Lakey. Total - 4.

Absent and excused—Davis. Total - 1.

Total - 35.

Whereupon the President declared [S 1387](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1382](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator

Martin arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lee, Lodge, Martin, Mortimer, Nonini, Nuxoll, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 30.

NAYS—None.

Absent and excused—Davis, Lakey, McKenzie, Patrick, Rice. Total - 5.

Total - 35.

Whereupon the President declared [S 1382](#) passed, title was approved, and the bill ordered transmitted to the House.

On request by Senator Winder, granted by unanimous consent, [S 1315](#), as amended, as amended, retained its place on the third reading calendar.

[S 1395](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Guthrie arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Pursuant to Senate Rule 39(H), Senator Vick disclosed a possible conflict of interest under applicable law.

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Davis. Total - 1.

Total - 35.

Whereupon the President declared [S 1395](#) passed, title was approved, and the bill ordered transmitted to the House.

On request by Senator Winder, granted by unanimous consent, [S 1315](#), as amended, as amended, was placed before the Senate for consideration at this time.

[S 1315](#), as amended, as amended, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lakey arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Davis. Total - 1.

Total - 35.

Whereupon the President declared [S 1315](#), as amended, as amended, passed, title was approved, and the bill ordered transmitted to the House.

[S 1396](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Guthrie arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Davis. Total - 1.

Total - 35.

Whereupon the President declared [S 1396](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1397](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Mortimer arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Davis. Total - 1.

Total - 35.

Whereupon the President declared [S 1397](#) passed, title was approved, and the bill ordered transmitted to the House.

[H 397](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Guthrie arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Davis. Total - 1.

Total - 35.

Whereupon the President declared [H 397](#) passed, title was approved, and the bill ordered returned to the House.

[H 441](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lakey arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Davis. Total - 1.

Total - 35.

Whereupon the President declared [H 441](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Winder, granted by unanimous consent, [H 389](#) retained its place on the third reading calendar.

[H 390](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Winder arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Davis. Total - 1.

Total - 35.

Whereupon the President declared [H 390](#) passed, title was approved, and the bill ordered returned to the House.

[H 429](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Nonini arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared [H 429](#) passed, title was approved, and the bill ordered returned to the House.

Senator Schmidt called for **S 1205** to be reported forthwith from the Health and Welfare Committee, pursuant to Senate Rule 14(E).

Moved by Senator Davis, seconded by Senator Heider, that the Health and Welfare Committee be excused from reporting out **S 1205**. The question being, "Shall the motion prevail?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Keough, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Siddoway, Souza, Thayn, Vick, Winder. Total - 28.

NAYS—Buckner-Webb, Burgoyne, Jordan, Lacey, Schmidt, Stennett, Ward-Engelking. Total - 7.

Total - 35.

Whereupon the President declared that the motion had prevailed and declared that the Health and Welfare Committee was excused from reporting out **S 1205**. The President further declared that the bill could not be called for again pursuant to Senate Rule 14(E).

[H 491](#), as amended, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lee arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared [H 491](#), as amended, passed, title was approved, and the bill ordered returned to the House.

[H 451](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Nonini arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared [H 451](#) passed, title was approved, and the bill ordered returned to the House.

[H 456](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Bayer arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, McKenzie, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Vick, Ward-Engelking, Winder. Total - 32.

NAYS—Martin, Mortimer, Thayn. Total - 3.

Total - 35.

Whereupon the President declared [H 456](#) passed, title was approved, and the bill ordered returned to the House.

[H 499](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lee arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared [H 499](#) passed, title was approved, and the bill ordered returned to the House.

[H 343](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Brackett arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared [H 343](#) passed, title was approved, and the bill ordered returned to the House.

[H 366](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lakey arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared [H 366](#) passed, title was approved, and the bill ordered returned to the House.

[H 368](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Heider arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared [H 368](#) passed, title was approved, and the bill ordered returned to the House.

[H 486](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator

Martin arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Brackett, Buckner-Webb, Burgoyne, Davis, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Stennett, Thayn, Ward-Engelking, Winder. Total - 29.

NAYS—Anthon, Bayer, Den Hartog, Nonini, Souza, Vick. Total - 6.

Total - 35.

Whereupon the President declared [H 486](#) passed, title was approved, and the bill ordered returned to the House.

[H 519](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Vick arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared [H 519](#) passed, title was approved, and the bill ordered returned to the House.

[H 496](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Stennett arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared [H 496](#) passed, title was approved, and the bill ordered returned to the House.

[H 481](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Buckner-Webb arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—Schmidt. Total - 1.

Total - 35.

Whereupon the President declared [H 481](#) passed, title was approved, and the bill ordered returned to the House.

H 500 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Schmidt arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared **H 500** passed, title was approved, and the bill ordered returned to the House.

H 426 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Winder arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared **H 426** passed, title was approved, and the bill ordered returned to the House.

H 427 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Hagedorn arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared **H 427** passed, title was approved, and the bill ordered returned to the House.

H 436 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator McKenzie arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared **H 436** passed, title was approved, and the bill ordered returned to the House.

H 464 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator

Winder arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Siddoway, Souza, Thayn, Vick, Ward-Engelking, Winder. Total - 32.

NAYS—Burgoyne, Schmidt, Stennett. Total - 3.

Total - 35.

Whereupon the President declared **H 464** passed, title was approved, and the bill ordered returned to the House.

On request by Senator Lakey, granted by unanimous consent, all Senate bills were placed at the head of the third reading calendar, followed by Senate Finance bills, followed by House bills amended in the Senate, followed by House bills, followed by House Appropriations bills.

On request by Senator Lakey, granted by unanimous consent, the Senate advanced to the Fifteenth Order of Business.

Miscellaneous Business

On motion by Senator Lakey, seconded by Senator Stennett, by voice vote, the Senate adjourned at 5:50 p.m. until the hour of 9:30 a.m., Tuesday, March 15, 2016.

BRAD LITTLE, President

Attest: JENNIFER NOVAK, Secretary